

TEMPORARY
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Application No. 80774T

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office APR 12 2011

Returned to applicant for correction

Corrected application filed Map filed AUG 23 1974 under 28052

The applicant Ruby Pipeline, LLC c/o Dan Gredrig

P.O. Box 1087 of Colorado Springs
Street and No. or P.O. Box No. City or Town

Colorado 80944, hereby make.s application for permission to change the
State and Zip Code No.

POD. POU. MOU. of a portion.

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Permit 52322

1. The source of water is Underground well MP 513
Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.17 cfs (30.69 af)
Second feet, acre-feet One second foot equals 448.83 gallons per minute.

3. The water to be used for Pipeline construction
Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for Irrigation
If for stock state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section. If on unsurveyed land, it should be stated.)

NE 1/4 NW 1/4 Sec 3, T.43 N., R.27 E., MDB&M, or at a point from which the N 1/4 corner of said Sec 3 bears N. 47° 01' 45" ...
E. a distance of 1,198.9 feet. For a map of proposed POU, use map on file under 28052.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

Within the NE 1/4 SW 1/4 of Sec 3, T.43 N., R.27 E., MDB&M, or at a point from which the S 1/4 corner of said Sec 3 bears S...
12° 30' E. 2,005.5 feet. For a map of existing POD, use map on file under 52322.

30° 19' E

Scm
5/6/2011

03-HU

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

....T.42 N., R.28 E., portions of Secs 19, 20, 29 and 32; T.42 N., R.27 E., portions of Secs 2, 3, 4, 5, 6, 7, 13, 14, 15, 16,.....
...17 and 18; T.42 N., R.26 E., portions of Secs 1, 2, 3, 4, 7, 8, 9, 10, 11 and 12; T.43 N., R.26 E., portions of Secs 34,.....
...35 and 36; T.43 N., R.27 E., portions of Secs 3, 5, 7, 8, 10, 15, 16, 17, 18, 19, 22, 26, 27, 30, 34 and 35; T.42 N., R.25...
...E., portions of Secs 7, 8, 9, 10, 11 and 12; T.42 N., R.24½ E., portions of Secs 11 and 12; T.42 N., R.24 E., portions.....
...of Secs 10, 13, 14, 15, 16, 17 and 18; T.42 N., R.23 E., portions of Secs 1, 2, 3, 4, 5 and 6; T.42 N., R.22 E., portions....
...of Secs 1, 2, 3, 4, 5 and 6; T.42 N., R.21 E., portions of Secs 1, 2, 3, 4, 5 and 6; T.43 N., R.21 E., portions of Secs 31,...
...32, 33, 34, 35 and 36; T.43 N., R.22 E., portions of Secs 12, 13, 14, 21, 22, 23, 24 and 25; T.43 N., R.23 E., portions....
...of Secs 19, 29, 30, 32, 33 and 34. For a map of proposed POU, use map to accompany the application.....

Cam
5/6/2011
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8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

....See attached sheet. For a map of existing POU, use map on file under 52322.....

9. Use will be from.....April 1, 2011.....to.....March 31, 2012.....of each year.
Month and Day Month and Day

10. Use permitted from.....July 1st.....to.....September 31st.....of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

...Existing 16" well, pump, motor, fill pipe and haul trucks.....

12. Estimated cost of works.....\$50,000.....

13. Estimated time required to construct works.....one (1) month.....
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use.....one (1) year.....

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

...See attached sheet. 7.67 acres in Lot 3 Sec 3, T.43 N., R.27 E., will not be irrigated in 2011.....

16. Miscellaneous remarks:

.....(775)885-2101.....
Phone No.

...mike_turnipseed@sbcglobal.net.....
E-mail

By...R. Michael Turnipseed, P.E.....
Print or type name clearly

.....
Signature, applicant or agent

204 North Minnesota Street.....
Street and No. or P.O. Box No.

Carson City, Nevada 89703.....
City, State, Zip Code

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

\$150 FILING FEE MUST ACCOMPANY APPLICATION

Section	Subdivision	Township	Range
3	Lot 3	T.43N.	R.27E.
3	Lot 4	T.43N.	R.27E.
4	Lot 1	T.43N.	R.27E.
4	Lot 2	T.43N.	R.27E.
4	Lot 3	T.43N.	R.27E.
4	Lot 4	T.43N.	R.27E.
4	Lot 4	T.43N.	R.27E.
4	SW $\frac{1}{4}$ NW $\frac{1}{4}$	T.43N.	R.27E.
4	SW $\frac{1}{4}$ NW $\frac{1}{4}$	T.43N.	R.27E.
4	SE $\frac{1}{4}$ NW $\frac{1}{4}$	T.43N.	R.27E.
4	Lot 5 (SW $\frac{1}{4}$ NE $\frac{1}{4}$)	T.43N.	R.27E.
4	NE $\frac{1}{4}$ SW $\frac{1}{4}$	T.43N.	R.27E.
4	NE $\frac{1}{4}$ SW $\frac{1}{4}$	T.43N.	R.27E.
4	NW $\frac{1}{4}$ SE $\frac{1}{4}$	T.43N.	R.27E.
4	NE $\frac{1}{4}$ SE $\frac{1}{4}$	T.43N.	R.27E.
4	SE $\frac{1}{4}$ SE $\frac{1}{4}$	T.43N.	R.27E.
4	SW $\frac{1}{4}$ SE $\frac{1}{4}$	T.43N.	R.27E.
4	SW $\frac{1}{4}$ SE $\frac{1}{4}$	T.43N.	R.27E.
4	SE $\frac{1}{4}$ SW $\frac{1}{4}$	T.43N.	R.27E.
5	Lot 5	T.43N.	R.27E.
28	NW $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
28	NE $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
28	SE $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
28	SW $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
32	NW $\frac{1}{4}$ NE $\frac{1}{4}$	T.44N.	R.27E.
32	NE $\frac{1}{4}$ NE $\frac{1}{4}$	T.44N.	R.27E.
32	SE $\frac{1}{4}$ NE $\frac{1}{4}$	T.44N.	R.27E.
32	SW $\frac{1}{4}$ NE $\frac{1}{4}$	T.44N.	R.27E.
32	NE $\frac{1}{4}$ SE $\frac{1}{4}$	T.44N.	R.27E.
32	SE $\frac{1}{4}$ SE $\frac{1}{4}$	T.44N.	R.27E.
33	NW $\frac{1}{4}$ NW $\frac{1}{4}$	T.44N.	R.27E.
33	NE $\frac{1}{4}$ NW $\frac{1}{4}$	T.44N.	R.27E.
33	SE $\frac{1}{4}$ NW $\frac{1}{4}$	T.44N.	R.27E.
33	SW $\frac{1}{4}$ NW $\frac{1}{4}$	T.44N.	R.27E.
33	NW $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
33	NE $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
33	SE $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
33	SW $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
33	SW $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
33	SE $\frac{1}{4}$ SE $\frac{1}{4}$	T.44N.	R.27E.
33	SW $\frac{1}{4}$ SE $\frac{1}{4}$	T.44N.	R.27E.
34	SE $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.
34	SW $\frac{1}{4}$ SW $\frac{1}{4}$	T.44N.	R.27E.

for a total of 157.08 acres

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EXHIBIT " A "

This application is one of several to provide construction water for compaction, dust control and hydrostatic testing. The total project consists of 670 miles of 42 inch Natural Gas Pipeline from Opal, Wyoming to Malin, Oregon passing through Elko Co., Humboldt Co. and Washoe County Nevada. The period of use will be from 4/1/2011 to 3/31/2012. The diversion rate on some of the applications is unusually high because during the hydrostatic test they need to fill the pipe as quickly as possible.

Two applications are being filed to take 10 MG from the north well (28052) and two applications are being filed to take 10 MG out of the south well (52322 & 52323) for a TCD of 10 MG